IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2718 OF 2006

Shri.Siddharth @ Siddhu Rajaram Yamgar ....Petitioner

V/s.

Yogita Siddharth @ Siddhu Yamgar & Anr. ...Respondents

Mr.Umesh Mankapure for Petitioner.
Mrs.M.M. Deshmukh, APP for the State.
None for Respondent No.1.

CORAM : V.M. KANADE, J.
DATED : 9th OCTOBER, 2007.

P.C:-

1. Heard learned counsel for the Petitioner and learned APP for the State.

2. Petitioner is aggrieved by the order passed by the learned Magistrate whereby maintenance was awarded to the Respondent No.1 U/s.125 of Cr.P.C.

3. Learned counsel for the Petitioner submitted that the Trial Court had not given any reason while awarding maintenance and had not considered income of the Applicant. He invited my attention to the impugned

order. It is submitted that no reason has been assigned while awarding maintenance @ of Rs.1300/- per month.

4. After having perused the impugned order, in my view, there is no reason to interfere with the said order. The Court has considered the material on record and observed that after having married with the Respondent No.1 herein, the Petitioner thereafter, got remarried and refused and neglected to pay maintenance to his first wife. In these circumstances, there is no reason to interfere with the impugned order. Petition is dismissed and disposed of accordingly.

V.M. KANADE, J.